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01/13/*O*3 07:08 User F115938

FORWARD 01/11/03 19:33:05 F677062

To: Mary Lucas
From: Johnna Havard

Date: 01/11/03

Subject: Tonia Avila(Jan. 1) Reference: Note attached below Printer AAUM

F115938 - FMHOST F677062 - FMHOST

Here is something else that I documented and it wasn't followed up with the employee from the manager but the manager was told of the incident from myself.

Thank you, Johnna JN/158

----- ATTACHED NOTE ----

To: Johnna Havard From: Johnna Havard

Date: 01/11/03

Subject: Tonia Avila (Jan. 1) Hit marty. / mint to time

F677062 - FMHOST F677062 - FMHOST

On the morning of January 1. around 8:00am, I received a phone call from our relief assistant, Tonia Avila. She said that she wasn't feeling well. I then asked if she had went out the previous night, she had then said that she did and didn't come home until 4:00am and was still feeling it from the night. I then told her to call me back and maybe thinking of coming in later. She never called back and never came into to work that day.

***From what I know from some other locations or under some other management, that if you call-in on the 1st of the year, you are automatically terminated. I had then told Jaime San Miguel about this when he had come in to work on the schedule the same day. Nothing was done to this employee about this incident.

MJ Exhibit 42

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